



# House of Representatives

## File No. 645

General Assembly

February Session, 2016

**(Reprint of File No. 71)**

Substitute House Bill No. 5357  
As Amended by House Amendment  
Schedule "A"

Approved by the Legislative Commissioner  
April 14, 2016

### **AN ACT CONCERNING MARRIAGE LICENSES FOR ACTIVE DUTY MILITARY PERSONNEL.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 46b-25 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 [No] (a) Except as provided in subsection (b) of this section, no  
4 license may be issued by the registrar until both persons have  
5 appeared before the registrar and made application for a license. The  
6 registrar shall issue a license to any two persons eligible to marry  
7 under this chapter. The license shall be completed in its entirety, dated,  
8 signed and sworn to by each applicant and shall state each applicant's  
9 name, age, race, birthplace, residence, whether single, widowed or  
10 divorced and whether under the supervision or control of a  
11 conservator or guardian. The Social Security numbers of both persons  
12 shall be recorded in the "administrative purposes" section of the  
13 license. If the license is signed and sworn to by the applicants on  
14 different dates, the later date shall be deemed the date of application.

15     (b) The requirement to personally appear before the registrar  
16     pursuant to subsection (a) of this section shall be waived for a member  
17     of the armed forces, as defined in subsection (a) of section 27-103, who  
18     is on active duty and absent from the state, provided such member  
19     submits to the registrar (1) a copy of the set of orders of such member  
20     verifying active duty status and absence from the state, and (2) a  
21     signed statement of such member affirming such member's intent to  
22     make application for a license with the person identified by name in  
23     such statement, which statement shall be notarized or, if notarization is  
24     impracticable, be signed and certified by a commanding officer of such  
25     member.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	46b-25
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The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

The bill, which creates an exemption for the application of a marriage license for active duty military personnel, does not result in a fiscal impact.

House "A," which alters language in the underlying bill that requires a member of the armed forces to appear before the registrar, does not result in a fiscal impact.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

**OLR Bill Analysis****sHB 5357 (as amended by House "A")\******AN ACT CONCERNING MARRIAGE LICENSES FOR ACTIVE DUTY MILITARY PERSONNEL.*****SUMMARY:**

This bill creates an exception to the law prohibiting a registrar of vital statistics from issuing a marriage license unless both parties appear before him or her and submit the license application. It waives the requirement for an armed forces member serving on active duty out of state, provided the member submits the following documentation: (1) a copy of the orders verifying that he or she is on active duty out of state and (2) a notarized statement signed by the member affirming his or her intent to apply for a license with the person named in the statement. If notarization is impracticable, the statement must be signed and certified by the member's commanding officer.

\*House Amendment "A" replaces the underlying bill, which required the statement to be signed (1) by any of a list of armed forces personnel, such as a judge advocate or adjutant, and (2) under penalty of false statement.

EFFECTIVE DATE: Upon passage

**BACKGROUND*****Marriage License Application***

By law, a marriage license must be signed and sworn to by each applicant and must state each applicant's name, age, race, birthplace, residence, Social Security number, and marital status. It must also indicate whether the applicants are under the supervision or control of

a conservator or guardian. Both parties must be eligible to marry.

**COMMITTEE ACTION**

Veterans' Affairs Committee

Joint Favorable Substitute

Yea 13      Nay 0      (03/03/2016)